

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

IN RE:

NEWMAN LASIK SPECIALIST, LTD.,
a New Mexico Corporation,

and

NEWMAN LASIK SPECIALISTS, LLC,
a New Mexico Limited Liability Company,

Leonard A. NEWMAN, M.D.
Applicant

www.pearsoned.com

Cause No.: CIV-11-51 LAM/ACT

***AMENDED* STIPULATED MOTION TO DISMISS**

THIS MATTER came before the Court for hearing on November 16, 2011. The Court having found that the matter as recently escalated in complexity based on allegations made in a collateral action pending in state court, and declined to continue to exercise its supplemental jurisdiction, has directed the parties to dismiss the instant action.

Pursuant to the Court's direction, the parties hereby stipulate to: re-file the action seeking judicial dissolution in state court, and request that the state court afford full faith and credit to this Court's Order For Appointment of Receiver [Doc. 7] recognizing that the Receiver's term expired on July 1, 2011, and that the Receiver has asserted a Charging Lien which must be resolved as part of the judicial dissolution.

RESPECTFULLY SUBMITTED BY:

RAMMELKAMP, MUEHLENWEG & CORDOVA, P. A.
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LLC

THE PARTIES' STIPULATION AS SET FORTH ABOVE IS HEREBY ACKNOWLEDGED BY COUNSEL FOR THE
COURT-APPOINTED RECEIVER, CARL ALONGI:

THUMA & WALKER, P.C.

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